

Rep. Ford Looks Like Shoo In

No Problems Uncovered At Senate Hearings

WASHINGTON (AP) — After only two days of televised testimony, the Senate Rules Committee appears almost ready to wrap up public hearings on the nomination of Vice President-designate Gerald R. Ford.

Chairman Howard W. Cannon, D-Nev., said the committee will meet in closed session Wednesday to hear Robert N. Winterberger, a former lobbyist who has made a series of allegations against Ford, and from Dr. Arnold Hutschnecker, a New York psychiatrist.

Beyond that, Cannon said, the committee has been contacted by only one witness — Rep. Donald M. Fraser, D-Minn., chairman of Americans for Democratic Action — who wants to testify against Ford.

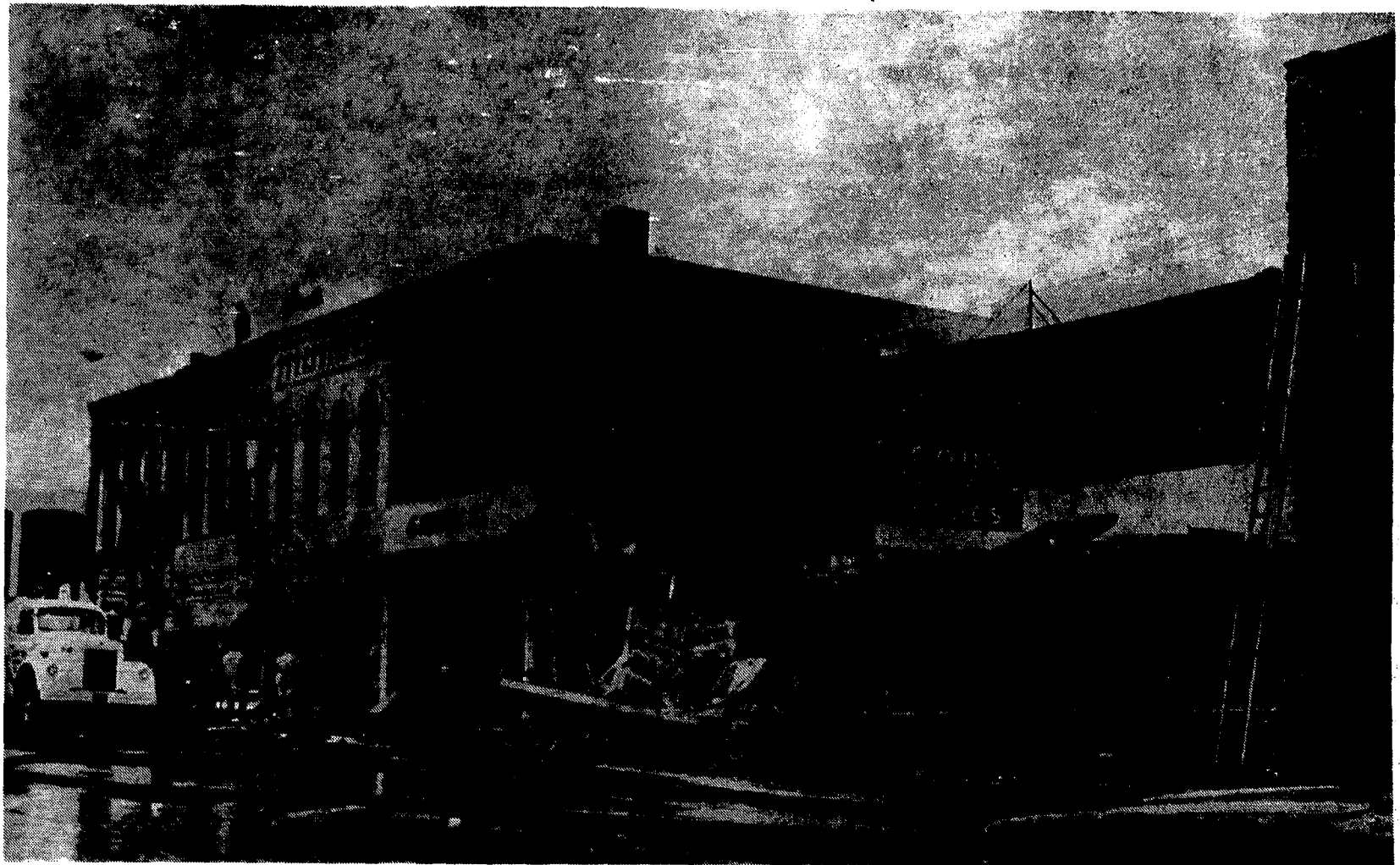
Cannon was asked Monday night by Martin Agronsky on the Public Broadcasting Television Network's "Evening Edition" program whether he thought Ford had shown in the hearings he is qualified to hold the presidency.

A GOOD PRESIDENT

"Based on what we know now, I would believe that Ford would make a good president for the next three years if he were thrust into that position," Cannon replied.

He emphasized that he disagrees with Ford's views on a number

(See back page, sec. 1, col. 6)



FOUR BUSINESSES DESTROYED: Four businesses in downtown Cassopolis—Gambles, John's barber shop, John's bar and Gohn Walgreen

drugs—were destroyed in a blaze early this morning, which also caused damage to six adjacent establishments. Fire of undetermined origin reportedly started in John's bar, located next to Gohn

drugs. (Staff photo)

Loss Could Reach \$500,000

Fire Hits Downtown Cassopolis

By LYLE SUMERIX
South Berrien Bureau

CASSOPOLIS — Fire of undetermined origin destroyed four downtown businesses here early this morning and caused damage to six other establishments.

Cassopolis Fire Chief Norman Barrett said only two stores along the east side of the main street escaped damage in the fire, which was discovered about 8:30 a.m.

Barrett said he estimates the

loss was available. Unconfirmed reports, however, placed the damage in excess of \$500,000.

Firemen from 12 departments fought the blaze in near freezing temperatures, bringing it under control after about four hours. Some fire was still evident at the scene as late as 8:30 a.m.

Barrett said, John's barber shop and John's bar were destroyed and the Gohn Walgreen drugs and Gambles were burned out while smoke and

water damage were reported at Hayden hardware and Broadway tavern. Smoke damage also was reported at Hayden insurance. Jim Ackerman, real estate, Hardings Men and Boys wear and Town and Country shop.

Barrett said the only two stores in the block of connected buildings to apparently escape damage were Five Continents Ltd. and J and J television.

One Cassopolis fireman, Tommy Harris, was treated at Paxating hospital. Niles, for smoke inhalation and released. Several others were treated at the scene by Cassopolis Area Ambulance service.

According to Barrett, the fire was discovered in the rear of John's bar by Sgt. Marvin Bufkin of Cassopolis police while he was on patrol.

As Bufkin went around to the front of the building to check for the extent of fire, Cass Sheriff's Deputies Dave Gizzie and William Barrs approached the

bar from the rear. A police spokesman said they were blown from the rear porch by force of an explosion which ripped through the bar. Neither man was reported injured in the blast.

Following the explosion,

Barrett said fire quickly spread to the barber shop and to Gambles and the drug store, located on either side of the bar and barber shop.

Vacant apartments above the Broadway tavern and Gambles were gutted, said Barrett, while

those above other stores were damaged. He said none of the occupants were reported injured.

Traffic on state highways 60 and 62 running through the center of the village were rerouted because of the fire.

Cold Homes, Idle Machinery In State

By PETE YOST
Associated Press Writer

LANSING, Mich. (AP) — New homeowners and contractors with idle construction machinery are among the year's first victims of a fuel oil shortage, the State Commerce Department reported Monday.

The department was deluged with more than 100 telephone calls Monday from all parts of the state, a department spokesman said.

Bryce Gray, a staff member for the Governor's Task Force on Fuel Supply in the Commerce Department, said the calls were from homeowners looking for fuel oil and contractors trying to buy diesel fuel to start their cranes and tractors.

Some of the homeowners said they were completely out of fuel oil, a department spokesman said.

Some of the contractors said their machinery was idle. He said both he and his attorney asked that a breatherizer test be administered.

Police said Warner posted an interim \$40 bond around 3 a.m. today.

Reporting to his office today, Warner said police refused his request for a breatherizer test.

He said both he and his attorney asked that a breatherizer test be administered.

"I had not been drinking," Warner said in an interview.

He said he was on his way to a grocery store in the southeast section of Lansing about 9 p.m. Monday when his car stalled.

He said police came up to his car twice and the second time they said I was in-

need. The Commerce Department spokesman said there is a critical problem for new homeowners seeking fuel oil from suppliers who are not obligated to accept new customers.

"We're not taking on any new customers and I don't know anyone in town who is," said a

spokesman for a Marathon Oil Co. distribution office in Lansing.

Mandatory federal fuel allocation programs which went into effect last Thursday require producers to supply fuel oil at last year's levels.

If a supplier is short of fuel, (See back page, sec. 1, col. 3)



DISAGREES: Vice president-designate Gerald R. Ford tells newsmen Monday in Philadelphia that he respectfully disagrees with requests by congressmen and the news media for President Nixon's resignation. Ford spoke to news conference before addressing award dinner honoring Senate Minority Leader Hugh Scott. (AP Wirephoto)

Rustler Shoots Heifer, Leaves It To Suffer

A 600-pound heifer was shot in the nose during an apparent rustling attempt on the Eldon Wolf farm, 2889 Wolf road, Eau Claire, state police from the Benton Harbor post reported today. The Hereford, shot in the nose, was still alive but may suffer side effects from the wound. Wolf told troopers. Troopers noted tracks of a car or truck in the pasture and said the rustlers apparently left when the heifer didn't die after being shot. Neighbors told troopers they heard two shots early Monday.

Old Kent Picks SJ Bank Chief

Rudolph J. Moschetti has been named president and chief executive officer of Old Kent bank of St. Joseph, with his appointment effective if the bank's charter application is approved. Richard M. Gillett, chairman of the board of Old Kent Financial Corp., has announced.

Old Kent Financial Corp., the holding company parent of Old Kent bank of Grand Rapids, has filed application to charter a new state bank in St. Joseph called Old Kent bank of St. Joseph.

The charter must still be approved by a number of regulatory agencies. The only other commercial bank chartered in St. Joseph is the Peoples State bank of St. Joseph.

Moschetti joined Old Kent in 1947. He served in Old Kent's branch system for 21 years, and for the past five years has



RUDOLPH J. MOSCETTI
Heads Old Kent Bank

served as vice president in Old Kent's commercial banking department.

Who Goofed On Suburban Sewer Line?

By JERRY KRIEGER
County Farm Editor

The Berrien county public works board will attempt Wednesday to determine who is responsible for a reported distortion in a 500 to 600 foot section of the Hickory Creek interceptor sewer line.

Board chairman Herbert Seeder of Harbert said today, the board engineers have reported the 42-inch pipe has been "flattened" beyond allowable tolerance where the line parallels and crosses Cleveland avenue in the Hickory creek area of St. Joseph township.

The line will connect Lincoln and St. Joseph townships to the Twin Cite sewage disposal plant.

Seeder explained the pipe distortion has been caused by the added weight of some four to six feet of fill that has been added to the Cleveland avenue roadbed in rebuilding the road through the ravine area.

The public works chairman said it is not clear who is responsible for the condition. But he said Yerrington & Harris, Inc., of Benton Harbor, built the sewer line, and the new roadbed was built by a sister company

the John G. Yerrington Co. of Benton Harbor.

Yerrington & Harris built the interceptor under contract with the public works board, and its sister company is building the road under another contract with the Berrien County Road commission.

Seeder said that at the time the interceptor line was designed and specifications drawn it was not known that the extra overburden, or fill would be added to the Cleveland avenue roadbed. The section of the line involved runs parallel to and close along the west side of

the road for several hundred feet before crossing under the road.

Seeder said the board expects to get a full report on the problem from the interceptor project engineer, Joseph D. Craigmire. A flattening of some of the pipe lengths and some distortion of the line beneath the overburden extra fill was discovered when the engineers crawled inside the entire seven-mile length of the interceptor recently for final inspection of the job, Seeder indicated.

The engineer is also expected to tell the board if its regula-

meeting Wednesday at the courthouse what steps will be necessary to correct the matter. Tom Sinn, county development director who is chief staff aide to the board, said it might even be necessary to relocate part of the line in the problem area to get it away from the roadbed. All of the remainder of the in-croperion line meets specifications according to both Seeder and Sinn.

Seeder said the defect must be corrected before the county can submit the project for final approval by state and federal agencies. The BPA currently is

seeking an additional grant of some \$600,000 from the federal government to meet expanded costs of the line.

The entire job has been estimated to run \$2.7 million.

A \$1,566,000 construction contract was originally awarded in December of 1966 to Yerrington and Harris. The firm walked off the job because of construction difficulties in the swampy ravine, and eventually was awarded another \$600,000 to resume the work. Costs have since risen beyond that level.

The final pipe in the line was laid on September 4 of this year.

Intoxication Arrest Added To Warner Woes

LANSING, Mich. (AP) — State Rep. Dale Warner, R-Eaton Rapids, who faces a court hearing Thursday on a heroin possession charge, was arrested Monday night and charged with public intoxication, Lansing police said.

Police said Warner posted an interim \$40 bond around 3 a.m. today.

Reporting to his office today, Warner said police refused his request for a breatherizer test.

He said both he and his attorney asked that a breatherizer test be administered.

"I had not been drinking," Warner said in an interview.

He said he was on his way to a grocery store in the southeast section of Lansing about 9 p.m. Monday when his car stalled.

He said police came up to his car twice and the second time they said I was in-



REP. DALE WARNER

toxicated in a public place."

He said a court hearing on the new charge is scheduled Nov. 14.

Warner was arrested Aug. 14 on a charge of possession of heroin and is scheduled to appear in Lansing District Court Thursday for a preliminary hearing.

THE HERALD-PRESS

Editorial Page

W. J. Banyon, Editor and Publisher
Bert Lindenfeld, Managing Editor

Legislature Approves Ban On Studded Tires

One of the state's biggest issues of the past decade, whether to outlaw studded tires in Michigan, finally has been resolved.

Both chambers of the Legislature, after two years of wrangling, have passed and sent to Governor Milliken Senate Bill 186 to prohibit the use of studded snow tires except on certain vehicles and under certain conditions to be set by the Department of Highways and Transportation. The exemptions are for police vehicles and mail carriers.

The other provision allows the Highway Commission to make exceptions for the Upper Peninsula and northern Lower Peninsula. This was a sop to the U.P. delegation which bitterly fought and stalled the measure last session

and this.

But don't hold your breath until the Department issues such exceptions, say Lansing observers. The Department led the fight to outlaw studs and has bewailed the estimated \$28 million damage it claims is being done to highway surfaces by studs.

The bill as passed reduces for the next year the period in which studs are legal from the present November 1 to April 31 and provides the grace period of December 1 to April 1, 1975. Governor Milliken probably will stall signing the bill as long as possible to permit those with studded tires on their cars since November 1 to get by.

If he signs it before December 1, studded tires already on the road would become illegal.

Israelis Show U.S. And Soviet Armament People

Although a fair share of Golda Meir's time during her quick visit to Washington was taken up in seeking more U.S. arms assistance, the latest Arab-Israeli shootout indicates her country has stolen a march on the big powers in many weaponry categories.

Specifically, the Israeli prime minister wants American-made deterrents to the Soviet made SAMs which gave the Egyptians their greatest punch and the opening initiative in the fighting. The Russian-produced surface to air missiles caused heavy losses to Israeli tanks and proved virtually immune to aerial counter battery attack within a 25-mile range. Mrs. Meir requests the sophisticated weaponry available in American arsenals to neutralize the SAMs.

Col. R. D. Heini, Jr., a Marine Corps retiree now serving as the military analyst for The Detroit News, writes as follows for his publication's Sunday edition:

"Unnoticed except by the world's military intelligence community, Israel had become an import producer and exporter of high quality, economically priced, ingeniously designed arms and fighting equipment."

The country's arms sales, he states, now account for 18 per cent of Israel's exports. Next to finished diamonds they represent the state's second highest cash inflow from the international marketplace. Heini identifies the Latin American and African nations as the principal customers.

Heini details the following as examples of Israeli development in armaments:

The Galil rifle, a multi purpose weapon capable of discharging flares

and heavy grenades, which outperforms and costs less than American's M16.

The Uzi submachine gun, so good the Armed Forces Journal declares the French Surete and its U.S. counterpart, the Secret Service, use it.

A rebuilt British Centurion tank of the 1953 class matching the U.S. M60 in fire power, speed and turning radius, and costing half as much.

Rebuilt Mirage (French) and Phantom (U.S.) fighter planes, outperforming the original versions, plus developing Israel's own advanced fighter craft.

The Reshet missile gunboat requiring a crew of six officers and 60 men, compared to around 250 officers and men for a conventional destroyer, many of whose capabilities the Reshet matches.

Israel now produces most of its ammunition and communication systems, is making higher grade optical gear, is building self propelled artillery, and despite some unconvincing denials, has a growing, highly capable nuclear weapons system.

Totally, Heini says domestic suppliers now furnish nearly half of Israel's military hardware.

This is a tremendous leap from only a few years ago when American, British and French armaments represented the difference between stick and stones and modern ordnance.

This shift from dependence on foreign suppliers to domestic production finds a parallel from American history when the fractious colonies began to prepare for our Revolution.

Every foreign country which gets its experts into the Israeli or Egyptian sides of the battlefield are researching intently the effect of one weapons system against another.

Though this boxscore does not list anything near to a shutout for either side, it is clear Israel might have been overrun had she not developed her own resources.

The best lesson our country can draw from Heini's analysis is his description of the Gabriel surface to surface missile developed for Israel's small navy. It is a shipkiller he states to outclass Russia's feared Styx. The Israelis developed it in five years. The U.S. Navy in 20 years of experimentation has yet to come up with anything approaching Gabriel.

Retired military of officer rank are constrained to speak softly of the establishment under which they served.

Heini does, however, edge around this delicacy by pointing out a built-in failing of the U.S. ordnance community in all the services.

This is the NIH syndrome, standing for "not invented here." Unless a weapon emerges from or is contracted for by an American arsenal it faces a mental roadblock from the armed services.

In recent years we have read much about cost overruns on American armament, long delays in deliveries and other vexations which amount to paying double for what is reasonably expected from the effort put into a project.

Being a small country with its back to the wall, Israel has not been able to indulge in the luxury of the NIH syndrome. She has been forced to innovate and to improvise.

Her experience should be a warning to our country to scrap a tradition which lacked any foundation from the day it first blossomed.

For The Troubled Waters



GLANCING BACKWARDS

TURNOUT HEAVY DESPITE RAIN — 1 Year Ago —

From farms, suburbs and cities, southwestern Michigan voters turned out in heavy numbers this morning — indicating record vote totals are probable, despite the rain.

Nationally, a record 60 million Americans were anticipated at the polls for the presidential election. Statewide, it was estimated as many as 3.7 million votes would be cast in Michigan — 400,000 more than ever before.

PONIES PLACE 4 ON STAR TEAM — 10 Years Ago —

The champion St. Joseph Ponies placed four players on the all-Little Eight first team.

Heading the selections were two unanimous choices, Randy Traugh, end, and guard Pete McCauley. The others picked on the first team were tackle Bob DeFay and fullback Dick Kibler. Ponies on the second team were end Ron Weber, quarterback Jim Bender, and halfback Jack Larsen.

BROTHERS MEET IN NEW GUINEA — 23 Years Ago —

Word has been received that two St. Joseph brothers, Lt. Albin Damaske and Sgt. Gus Damaske, met on Sunday, Oct. 15, somewhere in New Guinea.

It was a happy meeting for the two brothers as it has been almost a year since they last saw each other. They had a great time talking things over. They had dinner on board Gus' ship, and Albin called it his "Thanksgiving dinner." He has been undergoing rigid training and living in the jungles of New Guinea the past several months. Since in New Guinea, he has met several of his buddies from back home. His brother, Gus, is a registered nurse in the medical corps.

EDITOR'S MAILBAG

EDITORIALS ON EDUCATION CRITICIZED

Editor, In recent weeks or months the residents of northern Berrien county have been paying 15 cents for this newspaper? It is the highest paid in the area. It is the only local paper in the area. Being alarmed at this, do we need a panel (SIC) of the public to look at this?

You have a right in your editorials to your slanted, biased and negative views of education but don't the people of the area deserve a choice?

Perhaps another local newspaper is not possible to compete with you but it is needed.

Charles Fitch
353 Pam
Berrien Springs

BHHS GRADUATE DEFENDS ALMA MATER

Editor, I am writing to you in regards of the letters that I see in the newspaper about BHHS. Some of the letters have been praising the band, and still others have been talking about the reputation that BHHS seems to be getting. I am a graduate of BHHS and I am tired of people coming up to me and asking me questions like "What school did you graduate from?" And when I say BHHS they look at me as if I went to a school that is made up of junkies, pushers, crooks, and criminals!

I would like to let people know that BHHS is a good school and that we are not ashamed to let people know that we graduated from there. A lot of people think that if you go to BHHS you won't get the education that you need.

As a 1973 graduate of BHHS, I would like for the people of the Twin Cities to know that BHHS is a very educational, and interesting school to go to, and I am glad that I had the opportunity to be a student there. Wake up people, BHHS is not as bad as you think it is.

Lorraine E. Smith
793 East High St.
Benton Harbor

CAPITAL PUNISHMENT ALSO CALLED MURDER

Editor, As you well know, capital punishment is a big issue now. Well I would like to give my opinion. I am very much afraid of what is happening to our society.

I will realize that anyone that murders needs help. Something definitely has to be done. But

the answer isn't death. We consider it sick when people kill such as manslaughter, but we don't consider it wrong when our society does it. Let me remind you of the sickening murdering our society has committed.

We or other countries have used the electric chair, gas chamber, shooting, hanging, stoning to death, strangulation, quartering, burning, disemboweling, and probably many more. If this isn't sick, what is? Sure the murderer should be punished, but not by death! God's the only one that has the right to take away life. If our society kills them God will certainly see it as a murder and severely punish it.

Anyone that so much as supports murder (capital punishment) will be punished.

Rehabilitation is one answer, another is to help every child to relate and love each other. The murderer is built up from childhood. If we can find his problem while he's a child we may be able to stop a lot of future problems. Problems in the home are the biggest reasons for crime.

Many criminals come from institutions, orphanages, or just plain broken homes.

Remember God's commandments: (1) Honor your parents, (2) Don't murder, (3) Don't steal, (4) Don't commit adultery, (5) Don't lie, (6) Don't covet, are all summed up by Christ have concern and respect for others in every aspect of their lives. "Love your neighbor as yourself."

I want every one to realize this that's why I'm asking you for help. Thanks for listening.

Ann Strzykowski
3395 Locust Lane
St. Joseph

Wants Removal Of Restrictions

WASHINGTON (AP) — Jack Valenti, president of the Motion Picture Association of America, urged the Federal Communications Commission today to remove all restrictions on pay cable TV showing movies.

Calling for an end to the FCC rule which keeps pay TV from showing movies over 2 years old and less than 10, Valenti said "no one can build a fence around his market and say: we and no others are allowed to do business here."

Ray Cromley

War Puts Europe In A New Light



WASHINGTON (NEA) — The Arab-Israeli war is going to set off a reassessment of both U.S. military weapons and political-military alliances.

The effectiveness of the relatively cheap Soviet-supplied missiles against Israeli planes and tanks in early October has been noted here with considerable concern. The missiles are capable of destroying many times their cost in planes and armor.

The analysis of this war's battles will take some time to complete, of course, but it could result in major modifications of some ground and air tactics, especially as applied in open desert areas and of some type of plane and tank construction. New problems of plane survivability in the face of missile concentrations had already come up in Vietnam during the bombing of the North in the closing months of the war.

For one thing, it seems likely that even greater emphasis is going to have to be given to attacks on enemy missile sites to permit planes to operate freely. Moreover, the already-considerable role of non-nuclear missiles may be strengthened. In any event, a good deal of added research on ground-to-ground and ground-to-air missiles is in order.

The lack of cooperation among our West European allies during the Middle East crisis has been reported. But what must be made clear is that private concern here is much greater than indicated by public remarks at the State Department and Pentagon. For this sideline-sitting and, in some cases, opposition, by Western Europe followed years of noncooperation during the Vietnam war.

The question here is whether the Europeans would come to America's aid in any world crisis which affected this country's security deeply, but did not directly involve Europe. Are our treaties with Europe one way streets? Are we committed to the defense of Europe, while Western Europe is not bound to the defense of the United States?

Of course Vietnam and the Middle East wars have not been true tests. But some here think they could be barometers — or straws in the wind.

These U.S. policymakers cannot forget that this country twice went to the aid of Europe at great cost in lives and money, that this country provided billions for the rehabilitation of Western Europe and that when the United States in recent years had needed help and moral support to hold up the sagging dollar, to handle the sticky war in Indochina and to patch things together in the Middle East, West Europe has erected trade barriers highly detrimental to American exports, has been uncooperative and sometimes openly hostile to our effort in Indochina and has, in some instances, closed airports to U.S. shipments to Israel.

There is the realization here, of course, that if the West Europeans cooperated with Washington their petroleum supplies might be cut to dangerously low levels by angry Arab states. But there is also knowledge that in the 1967 Middle East crunch, the United States made certain that essential amounts of petroleum kept flowing to Europeans when the Suez Canal was shut down.

Jeffrey Hart

Agnew Poison Left Behind



WASHINGTON — In a strange way, Spiro Agnew left behind him a kind of slow-acting poison that may prove fatal to the political fortunes of President Nixon.

At his recent press conference, Mr. Nixon tried to compare his present difficulties with the uproar that surrounded him after his "Christmas bombing" of Hanoi and Haiphong in 1972. He would be fortunate indeed if the cases were similar. Then his assailants consisted of his old and familiar enemies in the media, the academy and the liberal establishment — and despite all the criticism, Nixon's standing rose in the polls even as the bombs were falling.

Today Nixon's enemies are after him, as usual, but now even his supporters are divided and demoralized, he stands at an all-time low in the polls, and almost half the people across the country want him impeached. Mr. Nixon may succeed in riding the whirlwind and directing the storm, but he is

doing it with reduced, even minimal support.

Those who remain firmly in Nixon's corner point out that not a single illegal act has been proved against the President and that talk of impeachment is therefore absurd and dangerous. All that has happened, they say, is that from John Dean through San Clemente and the Bebe Rebozo \$100,000 Nixon has been inundated with unproved allegations, one following upon another, and too quickly to be answered, and all of them amplified by the media.

But among the erstwhile Nixon supporters who now appear to be shaken, it was the firing of Archibald Cox that was the precipitating event, and here is where Agnew poison may be working. Entirely apart from the Watergate break-in, about which the celebrated tapes ought to provide some illumination, Mr. Nixon has been charged with a variety of illegalities and improprieties: the ITT anti-trust case fix, the purchasing and refurbishing of San Clemente and Key Biscayne, the dairy price-rise fix, chicanery involving the Russian wheat sale, the Rebozo \$100,000, income tax, and so on. Mr. Nixon has denied all guilt, and he may well be innocent. Charges, after all, are easy to make.

But Mr. Nixon's firmest supporters in the political community were, a few weeks ago, also Mr. Agnew's. They believed Agnew when he said the charges against him were "damned lies," and now they feel like suckers.

One Agnew staff writer, who considered himself a friend of the Vice President, this fall turned down an academic post when Agnew assured him, face to face, that he was innocent and would fight to the end to prove it. At that moment, Agnew's attorneys were plea-bargaining. Many others, though less directly, have had the same experience with Agnew.

Nixon's protestations of innocence simply have much less credibility today than they would have had pre-Agnew. The dismissal of prosecutor Cox brought all these doubts to the surface.

BERRY'S WORLD



"Spiro who?"

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BH Commission Supports Rodez

But Police Reorganization Plan Being Held Up

The Benton Harbor city commission Monday cast a vote of confidence in Police Chief Andrew Rodez, while tabling for one week a vote on the chief's new reorganization plan, submitted to commissioners last Saturday.

The plan would eliminate the captain's post, no vacant, and divide department functions into operations and services, each headed by a lieutenant. It would be launched on a trial basis for up to one year.

City Manager Charles Morrison, meanwhile, reported Monday that the city's civil service board has received and will act on an appeal regarding a police department personnel grievance. Morrison said that board has seven days, or until next Monday, to render its decision.

TOP OFFICERS COMPLAIN

Nine lieutenants and sergeants in the department charge that Rodez named Lt. Fred Rellis, operations commander, second in command, in violation of civil service regulations.

Morrison has rejected the charge, on the grounds that the new post was temporary and, therefore, not under civil service.

The appeal challenges Morrison's decision and now goes before the civil service board, headed by the Rev. Ellis Marshburn.

Rev. Marshburn Monday said the matter is

complex, and the three-member board must hold study sessions with legal counsel before taking testimony in a formal hearing.

Commission action to support Rodez and table his reorganization plan came in separate resolutions. The votes were split in each—7 to 1, and with one abstention on the vote of confidence; and 6 to 3 on the reorganization.

Supporting the chief were Mayor Charles Joseph and Commissioners, Carl Brown, Edmund Eaman, F. Joseph Flaugh, Virgil May, Daniel Chapman, and Charles Yarbrough.

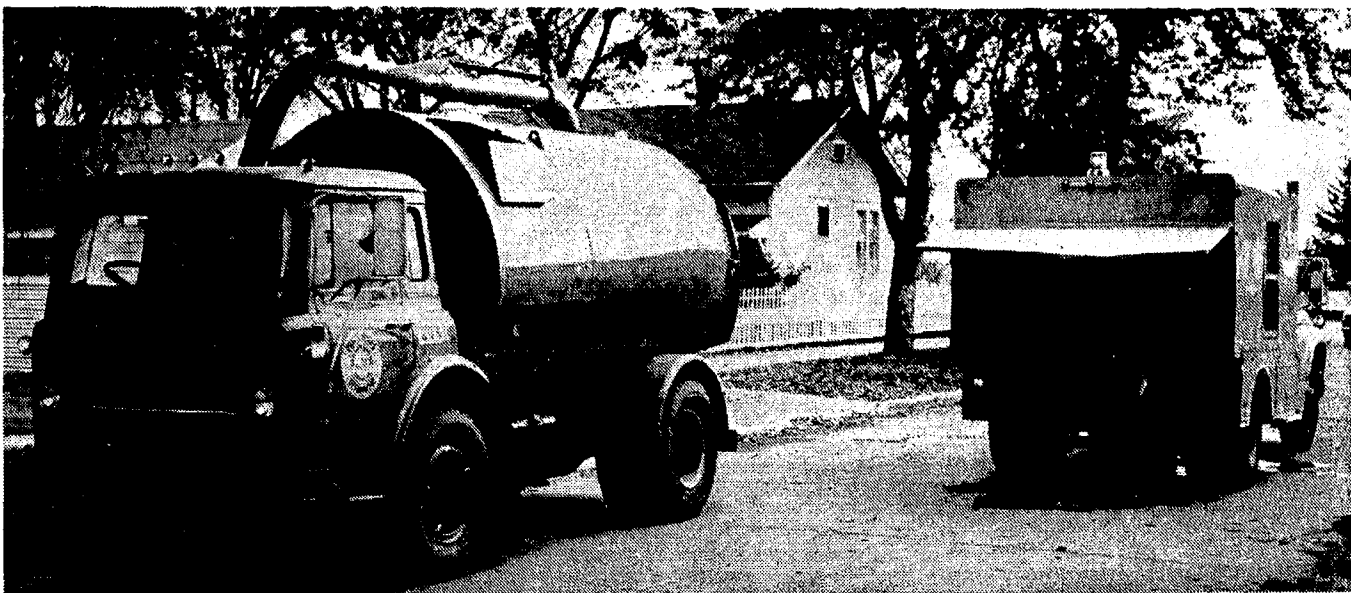
MERRILL ASKS FOR DELAY

Opposing the resolution was Commissioner Edward Merrill, who said he's not against the chief, but wanted support action held up, pending the outcome of the departmental grievance. The vote was tabled last week, because of this, but brought to the floor for action after Joseph said he felt better after conferring for five hours with the chief last week.

Abstaining without comment was Commissioner Bonita Branscum.

The commission, as if to clear the air, voted unanimously on a resolution offered by May that confidence is firm in the city manager, city clerk and all department heads under the

(See back page, sec. 1, col. 1)



NEW ROLLING STOCK FOR BH: Streets and sewers in Benton Harbor are being kept cleaner with these two machines — at left a \$28,000 Ecolotec Vacu-Sweep and right an O'Brien Sewer Set machine which the city bought marked down for \$11,174 because it was slightly used. Pete Mitchell, director of public services, said the Vacu-Sweep does regular street sweeping, also picks up leaves and cleans catch basins. All-hydraulic construction eliminates mechanical drives and reduces downtime for cleaning and main-

tenance by 65 per cent. Five yards of dirt can be collected before the tank needs dumping. Hose atop tank is a "wander lead" for cleaning catch basins and manholes. City traded in one old sweeper and retained one for parking lot cleaning. Sewer cleaning machine is equipped with 1,000-gallon tank and root cutter and can clean a 300-foot section of sewer line in less than 10 minutes. (Staff photo)

St. Joe Township Will Keep Land

Injunction Halts Annexation

St. Joseph township board Monday heard complaints about road conditions and learned that a temporary injunction has been issued against annexation of land from the township to the City of St. Joseph.

Township Atty. John Crow said the injunction issued by Ingham county Circuit Judge Jack W. Warren sets aside the annexation "until further order of the court."

The property is 35 acres in two parcels at the southern limits of the City of St. Joseph. The land was ordered annexed Aug. 9 by the State Boundary commission.

About three couples appeared at the board objecting to township roads which have been torn up for water and sewer lines.

Answering directly on Cleveland avenue, Supervisor Orval Benson said that is the responsibility of the county road commission, but the township gets the bulk of the complaints. Cleveland has been torn up for sewer installation and about two miles await reconstruction.

Engineer Charles Barger noted: "It's doubtful if there will be much seal coating (hard surfacing) this fall." He said wet weather, strikes and shortages of materials are to blame for putting road restoration behind schedule. Fairplain roads will be in better shape than the western side of the township.

The township has vigorously opposed the annexation from its inception. The boundary commission ordered the property transfer to the city after holding a public hearing. The township previously has challenged the boundary commission as unconstitutional.

The temporary injunction was issued Friday by Judge Warren on agreement of Crow and Frank J. Pipp, attorney general and counsel for the defendant Boundary commission.

Crow said the next procedure could be for a full hearing before Judge Warren but that depends in part on what the attorney general's office may decide. In other action at the nearly two and a half hour session.

The board approved the low bid of Ashley Ford for a \$3,101 pickup truck and the low bid of Gates Chevrolet for a \$3,347 four door sedan. Both vehicles were purchased to handle township business. The board, on a 4-2 vote, ordered an air conditioning unit and radio dropped from

the truck. The trustees voted unanimously to deny funds to Blossomtime, Inc., and on a 4-2 vote to Twin Cities Area Safety council.

Trustee Robert DeVries said the St. Joseph Township Planning Commission is scheduled to meet tonight to try to reach a decision on a rezoning plea for apartment projects.

Gasoline Shortage Could Curtail Lakeshore Busing

William Galbreath, assistant superintendent at the Lakeshore school district, told the district school board last night that the nationwide gasoline shortage is nipping at the district's school buses.

Galbreath said that unless additional gas is found the buses may have to be parked next month or near the end of the school year.

Galbreath said the problem stems from a voluntary gas allocation system adopted by the district's supplier because of the shortage.

Under the federal government promoted system, Galbreath said the district is to receive its supply based on consumption in 1971-72 school year. The problem, he said, was that in that school year buses had been parked in an economy move, meaning an insufficient allocation was determined.

Galbreath said that because of the quota, the district may face a 7,500 gallon shortage in this quarter.

The board agreed that Galbreath should seek additional gasoline to keep the buses running as long as possible.

Galbreath said he was seeking an advance on the next quarter allotment from the district's supplier in addition to other sources.

In other areas, the board boosted costs of hot lunches by five cents.

The hot lunch increase means high school students are to pay 45 cents a day for the meal while grade school students are to pay 35 cents.

Galbreath said the increase was needed to get the program to "break even." He said the situation would be touch and go for the rest of the year.

According to the official, the program has been losing an average of six cents a meal at the high school level, so far this year, and, at one grade school, 10 cents per meal. Galbreath identified the school as Hollywood grade school.

Galbreath reported the estimated losses were based on 2,200 lunches prepared daily throughout the system.

In a related action, the board cut the price of a pint of milk from eight cents to three cents. Galbreath said the reduction was made possible by the re-instatement of certain federal subsidies.

One pint of milk is covered in the cost of a hot lunch, but additional pints are available to hot lunch eaters as well as other students.

The board accepted the bid of the Inter-City bank of Benton Harbor, for a \$585,000 loan to be repaid from tax income when it is received later this school year. The bank's interest rate was lowest among bids received at 4.6 per cent.



JOB WELL DONE: Benton Harbor Patrolman Darryl Williamson took just a few minutes off duty Monday night to receive citation from city commission, presented by Mayor Charles Joseph. Williamson last Sept. 27, while off-duty at Campus Q billiard lounge, used cue stick to disarm and subdue a man with a gun. Williamson's action prevented a possible serious incident. City Manager Charles Morrison stated in a report to the commission. (Staff photo)

Legislator Says Politicians Fooling Public On Food Tax

LANSING, Mich. (AP) — The chairman of the Michigan House Consumers and Agriculture Committee says he opposes eliminating the 4 per cent sales tax on food because "it is not tax relief, just a shift in taxes."

Rep. Frank V. Wierzbicki, D-Detroit, said Monday "self-appointed consumer advocates" and "irresponsible politicians" are trying to fool the public in arguing that repeal of the food tax will reduce consumers' food budgets and provide tax relief.

The issue is scheduled to come up for discussion in a House committee this week. It is actively supported by

Democrats and consumer groups, but most Republicans — including Gov. William Milliken — have approached it cautiously.

Regardless of position, however, legislators have agreed that the tax would have to be replaced by another tax to restore lost revenues.

An increase in the flat-rate income tax was first mentioned as a substitute, and a surcharge on the income tax was proposed last week.

Figures compiled by the governor's office showed repeal of the food tax would only benefit a family of four earning

less than \$20,000 a year.

Wierzbicki charged that backers of the measure are trying to "fool the public, apparently for some sort of personal gain."

"The Michigan taxpayers gain nothing by having the sales tax lifted from food," he said. "They not only have to pay the taxes in some other form, but will pay higher taxes resulting from this change."

"I am absolutely opposed to this irresponsible shift in taxes," he said.

He added the proposal has drawn support only because of next year's key elections.

St. Joe Delays High-Rise Parking Decision

A recommendation that air rights for elevated parking be granted the developer of Whitcomb Tower Retirement Center was tabled for further study last night by the St. Joseph city commissioners.

City commissioners also approved an ordinance amendment updating off-street parking regulations for developers. The amendment prohibits motor vehicle repair businesses in residential districts, but allows residents to repair motor vehicles without profit on their property.

The recommendation by the St. Joseph planning commission supports granting air rights over the city parking lot at Ship street and Lake boulevard to Michigan Baptist Homes of Lansing.

Michigan Baptist Homes plans to use its current parking facility on Port and State streets for an extended care facility. An elevated

parking deck to hold an estimated 60 cars has been suggested as one means of regaining lost parking space.

The planning commission recommendation suggested that city commissioners review an alternate proposal for Michigan Baptist Homes to build the parking deck so the city could add more levels and access ramps at a later date. Downtown merchants have asked for a 120 day delay of any decision to finalize their own present parking study efforts.

Approval of the off-street parking amendment had been postponed from last week for clarification of several sections involving repair and service of motor vehicles.

As approved, the ordinance amendment allows homeowners to do repair work in connection with parking facilities on their

property; prohibits motor vehicle work or service in commercial districts except in authorized gas and filling stations; prohibits motor vehicle repair work in industrial districts in connection with open parking facilities within 500 feet of a residential district except for authorized gas station and auto sales facilities.

Commissioners also gave first reading to a revision of the city's precinct code to conform with Berrien county commissioner districts as set up under one-man, one-vote rules in the 1972 Presidential election.

The revision eliminates precinct 5 leaving the city with 9 election precincts. Registered voters from 5 were shifted into precincts 3, 6 and 7, with smaller shifts of voters from precinct 7 to 8 and from 9 to 10.

City Clerk Charles J. Rhodes said the precinct revision would

require notices to about 1,000 persons. He said voters would continue to remain in the 6th and 7th county commission districts.

Commissioners also:

—Gave final approval to a rezoning request by Edward Gerring to put a barber shop at 715 Gard street.

—Approved a special use permit for Fister Realty to build a parking lot at Piskey street and Myrtle avenue.

—Denied a rezoning request to allow sale and display of food service equipment at 801 Lions park drive since the current zoning already permits such use.

—Heard a report from Rhodes that the Pump House Lounge, 214 State street, has received a permit from the Liquor Control commission to extend food serving operation on Saturday and Sunday mornings until 5 a.m.

Southwestern Michigan TIDBITS

Eau Claire Speaker Named

EAU CLAIRE — W. J. Tolbert, one of the founders of Twin Cities Opportunity, Inc., and a technical publications supervisor for the Heath company, is to speak to the Eau Claire Lions club Thursday, Nov. 8, at 6:45 p.m.

Seymour Flamm, a club director, said the meeting is to be held in the Temple B'nai Shalom at Broadway and Delaware in Benton Harbor.

Twin Cities Opportunity, Inc. is a group of volunteers interested in the rehabilitation of persons convicted of crimes.

Galien Plans Conferences

GALIEN — Parent-teacher conferences have been scheduled Wednesday and Thursday in Galien schools. Conferences will be from 12:45 to 5 p.m. Wednesday and 6 to 9:30 p.m. Thursday. Classes will be dismissed at 11:45 a.m. each day, with afternoon kindergarten pupils attending morning sessions.

Coloma Report Cards Due

COLOMA — Report cards for Coloma school students will be handed out during parent-teacher conferences Tuesday and Wednesday, Nov. 13 and 14, according to Supt. William Barrett. Barrett said the conferences are intended to be brief ones and more lengthy sessions can be scheduled for later dates. Teachers

at Washington, Pier and Eaman elementary schools have scheduled parent meetings for Tuesday night and Wednesday as have middle and high school instructors, Barrett said. There will be no classes on Wednesday, he said.

Make Air Academy Plans Early

High school students interested in attending the United States Air Force Academy should begin planning in their junior year, according to Capt. William F. Schaefer, III, Academy liaison officer in southwestern Michigan.

A student's high school scholastic achievements, progress toward leadership as demonstrated by extracurricular activities, and junior-year college testing results are considered important for Academy admission. Capt. Schaefer has more information for students, parents and school counselors and can be contacted at 615 Riverside trail, Berrien Springs.

Berrien Springs Conferences

BERRIEN SPRINGS — Parent-teacher mini-conferences for parents of all secondary (grades 7-12) students in the Berrien Springs school district will be held Monday, Nov. 12, from 6:30 to 8 p.m., in the high school gymnasium, according to Jon Schuster, assistant superintendent. If a parent wishes a private conference with a teacher an appointment can be made at that time. Parents of junior high students will also report to the high school gymnasium, according to Schuster. Report cards will be distributed.

Nuclear Delays, Energy Crisis Prompt AEP Move

Power Co. Buys Huge Coal-Hauling Fleet

American Electric Power system, parent firm of Indiana & Michigan Electric Co., which serves the southwestern Michigan area, will acquire a massive coal-hauling transportation fleet.

According to Donald C. Cook, AEP board chairman, mounting energy crisis and "interminable delays" in nuclear and hydro-electric facilities brought about the move.

The fleet will include 14 towboats, 240 barges and 1,500 rail hopper cars, all to be acquired between 1974-77. Coal supplied will fire boilers of two plants serving I&M and

others serving Ohio Power Co., in the Ohio Valley, also a subsidiary of AEP.

Cook cited needs of future power plants, as well as existing ones. He said letters of intent for delivery of the fleet have been signed by AEP with five manufacturers.

Cook also said most of the coal to be shipped is of low-sulfur content from the far West. He said this supply is now under contract, or being negotiated. It would arrive at power plants by rail or combination of rail and barge.

Cook stated:

"If we are to carry out our obligations to our customers to meet their growing requirements for electric energy, we must continue to construct generating plants. They can only be coal-fired stations, because other fuels are not available and the construction of nuclear plants and the development of hydro-electric facilities face interminable delays."

The transportation fleet will assure "our fuel will arrive where, when and in the amounts needed," Cook asserted.

The AEP did not reveal the cost of the transportation fleet. It reported that the new rail cars would be used primarily for unit-train hauling, and listed current purchases as follows:

Towboats (5,000 horsepower): Eight from Dravo Corp., Pittsburgh, and six from St. Louis ship division of Pott Industries, St. Louis.

Barges (1,500-ton capacity): Dravo Corp., 120, and 120 from American Bridge division, U.S. Steel Corp.

Rail cars (100-ton capacity): Bethlehem Steel Corp., 1,000, and 500 from Greenville Steel Car Co., Greenville, Pa.

PAW PAW PROPOSALS BEATEN

\$5.3 Million School Plan Defeated

By GARRETT DeGRAFF
Paw Paw Bureau

PAW PAW — School district voters here yesterday soundly defeated a proposed, two-part \$5,355,000 construction program.

The first part of the package - a \$4,740,000 bond issue proposal for school building construction including a new high school - went down by a 619-1,041 vote.

The second part - a \$615,000 bond issue proposal for construction of a swimming pool - lost by a more than two-to-one count, 499-1,164.

The vote means no end in sight for split shifts at the Michigan avenue middle school.

The defeat is the third in two years for Paw Paw school district building proposals. In Nov. 1971 voters defeated by a narrow 168-vote margin a \$2.7 million building program calling for a new middle school.

A similar proposal was resubmitted to voters in June 1972 and defeated overwhelmingly.

Prior to yesterday's vote,

some school officials had expressed cautious optimism that the changes in the new proposal and more careful preparation might win voter

approval.

In addition to construction of a new high school, the defeated proposal called for renovation of the middle school for adminis-

trative use and as a community schools center, construction of an addition at Cedar street school, and some renovation work at Black River school.

Teen Shot By Officer

ECORSE, Mich. (AP) — A 15-year-old boy shot Sunday by an Ecorse policeman was reported in critical condition Monday night.

The unidentified victim was shot by policeman David Nowland when his gun accidentally fired as his squad car rammed a stolen vehicle during a chase, according to Ecorse Police Chief Richard Enright. Enright said the boy was struck in the head by the shot.



INFERNO RAGES: Firemen pour water into the flames that engulf Beiswenger's Garden Center and Nursery Monday night near Jackson, Mich. The entire one-story wood frame building and just-arrived Christmas decorations were destroyed. Fumes given off by burning fertilizer and plastics sent 14 of the more than 75 firemen battling the blaze to hospitals. High winds and lack of water hampered firemen from nine communities as they fought the fire. Adrian Verhoven, the owner, estimated damage at between \$250,000 and \$300,000. (AP Wirephoto)



BOARD OKAYS PROGRAM: Buchanan school board gives go ahead to plan to borrow \$1.8 million through bond issue not requiring voter approval to build middle school for district. Action came in wake of defeats by voters of bond issue proposals to finance new high school. No objections were raised

by about 100 attending hearing. Left to right are board members Mrs. Jeanette Mahan, William Moon, Vernon Lubben, Richard Post, Gerald Moulds, Dr. Richard Beistle and David Hanson and Supt. Richard Dougherty. (Staff photo)

Covert Asks Approval Of School Bond Vote

COVERT — Covert school board last night voted to ask the state department of education for preliminary approval to submit a \$3,900,000 school

bond construction proposal to voters.

The board, in separate action, set Feb. 15 as the tentative date for the election.

If approved by voters, the bond issue would finance construction of an elementary school addition and a new high school, according to Supt. John

Kremkow

The vote to ask for preliminary state approval of the issue was 6-0 with board members Mrs. Ernestine Kahn absent, Kremkow said.

The board action came during a special meeting at the school.

Also last night the board took under consideration names of persons suggested for appointment to a professional advisory committee to the board.

The advisory committee was part of the master contract agreement with teachers, Kremkow said.

Wallace 'Fine'

MONTGOMERY, Ala. (AP) — Gov. George C. Wallace was back at the governor's mansion and "feeling fine" after undergoing minor surgery last weekend, aides said.

No Objections Heard As Buchanan OKs Building

BY LYLE SUMERIX
South Berrien Bureau

BUCHANAN — Buchanan school board last night voted to go ahead with its plan to borrow up to \$1,825,000 through a bond sale construction of a middle school, without voter approval.

Board action came during a special meeting attended by about 100 district residents who raised no objections.

Buchanan becomes the first district in southwestern Michigan to finance construction of a new school under a state law allowing a board to borrow up to 5 per cent of the district's state equalized valuation to finance construction work. Buchanan's valuation is \$32,062,773.

Board President Richard Post said the board anticipates a property tax levy of about 3 mills will be required to repay the 20-year bonds, plus an additional one-half mill for operation of the structure.

He said the board acted on the bonding to speed up construction of a new school, with a target of elimination of split sessions for grades 6-12 by next school year.

If materials such as steel are available, said Post, "we anticipate being able to move grades 6-8 into the building by next September."

Grades 6-12 are operating on split sessions for the second year in the wake of five unsuccessful bonding proposals to finance construction of a high school since March 1970. A proposal for a new middle school has not been on the ballot.

Post said that if the building is not ready in September, the

district will remain on split sessions until construction is completed.

Last night's action marks the second time this year the board has exercised its power to bond the district. In February the board bonded for \$775,000 to finance remodeling of the present 50-year-old high school. This, coupled with the proposed bonding for a new school, raises the district's indebtedness to the 5 per cent limit, said Post.

The board voted to seek final qualification for sale of the bonds from the state Municipal Finance commission. If the bonds are approved, Post said the board hopes to be able to let bids by March.

The proposed middle school is to be located on a 101-acre site between Fourth street and Andrews road, owned by the district, with the building fronting onto Fourth street. The property is adjacent to the west city limits.

Supt. Richard Dougherty told the audience that as proposed, the middle school will consist of a modification of a portion of the previously proposed high school. It will be of flexible design so that the building can be enlarged into a full high school at a future date, he said.

The middle school is proposed to house about 600 students. Current middle school enrollment is 580, said Dougherty.

He said the building is designed to house the present middle school program, and will have 28 teaching stations, an instructional media center, and multi-purpose room. It will contain approximately 56,000 square feet.

Daverman associates, Grand Rapids, is the architect.

Van Buren Adds Probation Officer

PAW PAW — William John Cunningham, 25, began work yesterday as the second probation officer for Van Buren county circuit court.

He will be splitting a soon to be enlarged work load with John O'Leary, probation officer for Van Buren Circuit court for eight years.

Starting Dec. 1, Cunningham and O'Leary will take over supervision of Van Buren county residents who are on parole from state penal institutions. The parolees have been handled by a state department of corrections official headquartered in Berrien

county. Both Cunningham and O'Leary are department of corrections employees paid by the state.

For the past two years, Cunningham has been a probation officer in Detroit Recorder's court. A native of Battle Creek, he graduated in 1971 from Michigan State university with a bachelor's degree in social science. He and his wife, Karen, have moved to Lake Shore drive, Reynolds lake, Lawrence.

As a circuit court probation officer, Cunningham will also be responsible for supervision of persons put on probation by the court.

He will also share with O'Leary preparation of presentence reports for persons convicted of felonies in circuit court.



WILLIAM CUNNINGHAM
New probation officer

Judge Tells ADC Dads How To Pay Up

A Berrien circuit judge Monday told four dads how to pay off \$3,155.50 in arrears for present or former ADC children.

Judge William S. White found Henry Lee Gaither, of 705 East High, Benton Harbor, in contempt for \$632 arrears for one child on ADC and ordered him jailed 90 days—but set jail aside when Gaither signed a wage assignment for \$15 weekly support and \$5 weekly on arrears, George Westfield, friend of the court, reported.

Judge White ordered Stanley Fowler, of 152 Apple street, Benton Harbor, to find work in 30 days or spend 30 in jail. When working, Fowler is to execute a wage assignment for \$10 weekly support for one child on ADC, and \$2 weekly on \$715.50 arrears, Westfield reported.

Raymond Craft, of route 2, Coloma, was found in contempt by

Judge White and ordered to pay \$273 arrears to three children on ADC in 60 days or spend 60 in jail, Westfield reported.

Judge White found Sam Blanks, of 945 Buss, Benton Harbor, in contempt for \$1,535 arrears for one child formerly on ADC and ordered him to execute a wage assignment for \$15 weekly support and \$5 weekly on arrears, Westfield reported.

NEW 'CANDY'?

MORRIS PLAINS, N.J. (AP) — During 1973, more cough drops than ever before, approximately 34 billion, will have been sold to the American public.